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10 Attorneys for Plaintiffs

11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

13 L.A. Taxi Cooperative, Inc. dba Yellow Cab
Co.; Administrative Services SD, LLC dba
14 Yellow Radio Service; All Yellow Taxi, Inc.
dba Metro Cab; American Cab, LLC;
15 American Cab, LLC dba Pomona Valley
Yellow Cab; Bell Cab Company, Inc.; TM-
16 MTM, Inc.; Big Dog City Corporation dba
Citywide Dispatch, Citywide Taxi, and Big
17 Dog Cab; Cabco Yellow, Inc. dba California
Yellow Cab; C&J Leasing, Inc. dba Royal
18 Taxi; G&S Transit Management, Inc.; Gorgee
Enterprises, Inc.; LA City Cab, LLC; Long
19 Beach Yellow Cab Co-operative, Inc.;
Network Paratransit Systems, Inc.; South Bay
20 Co-operative, Inc. dba United Checker Cab;
Taxi Leasing, Inc. dba Yellow Cab of Ventura
21 County; Tri-City Transportation Systems, Inc.;
Tri Counties Transit Corporation dba Blue
22 Dolphin Cab of Santa Barbara, Yellow Cab of
Santa Maria, and Yellow Cab of San Luis
23 Obispo; and Yellow Cab of South Bay Co-
operative, Inc. dba South Bay Yellow Cab,

24 Plaintiffs,
25 vs.

26 Uber Technologies, Inc.; Rasier, LLC; and
27 Rasier-CA, LLC,

28 Defendants.

CASE NO. 3:15-cv-01257-JST

**PLAINTIFF ALL YELLOW TAXI, INC.
DBA METRO CAB'S RESPONSES TO
DEFENDANT UBER TECHNOLOGIES,
INC.'S SECOND SET OF
INTERROGATORIES**

1 PROPOUNDING PARTY: DEFENDANT UBER TECHNOLOGIES, INC.

2 RESPONDING PARTY: PLAINTIFF ALL YELLOW TAXI, INC. DBA METRO CAB

3 SET NO.: TWO

4 **I. PRELIMINARY STATEMENT**

5 All answers contained herein are based only upon such information and documents
6 presently available and specifically known to Plaintiff All Yellow Taxi, Inc. dba Metro Cab
7 (“Plaintiff”). In addition, further independent discovery, independent investigation, legal research
8 and/or analysis may supply additional facts and/or add meaning to the known facts. The responses
9 hereinafter set forth are given without prejudice to Plaintiff’s right at trial to produce evidence of
10 any subsequently discovered fact or facts that may later develop.

11 **II. GENERAL OBJECTIONS**

12 Plaintiff objects generally to the Interrogatories on the following grounds, each of which is
13 incorporated by reference in the responses to the individual Interrogatories below. All responses
14 set forth herein are subject to and without waiver of any of these General Objections:

15 1. Plaintiff objects to each interrogatory, instruction or definition that purports to
16 impose obligations on Plaintiff greater than those imposed by the Federal Rules of Civil
17 Procedure, the Civil Local Rules, the applicable standing orders, and orders of this Court.

18 2. Plaintiff objects to the Interrogatories to the extent that they are compound,
19 conjunctive, or disjunctive.

20 3. Plaintiff objects to each Interrogatory, instruction or definition to the extent that it
21 calls for the disclosure of information protected by the attorney-client privilege, the attorney work
22 product doctrine, and/or is otherwise privileged or protected from discovery.

23 4. Plaintiff objects to each Interrogatory to the extent that it fails to state with
24 sufficient particularity the information and categories of information to be provided.

25 5. Plaintiff objects to the Interrogatories to the extent they seek to require Plaintiff to
26 produce all information that supports or otherwise relates to specific contentions in this litigation,
27 on the grounds that such contention interrogatories are unduly burdensome and premature at this
28

1 stage of the litigation.

2 6. Plaintiff objects to the Interrogatories, as well as the definitions and instructions, to
3 the extent the information requested is not relevant to a party's claim or defense and/or is not
4 proportional to the needs of the case.

5 7. Plaintiff objects to the Interrogatories to the extent that they, or any portion of
6 them, seek information within the possession, custody, or control of any Defendant, or of publicly
7 available information such that the information is obtainable from some other source that is more
8 convenient, less burdensome, or less expensive, or the production of the information will impose
9 undue burden, inconvenience, or expense upon Plaintiff.

10 8. In responding to these Interrogatories, Plaintiff does not in any way waive or intend
11 to waive any privilege or objection, but rather intends to preserve and is preserving the following:

12 a) all objections as to the relevancy, materiality, and admissibility of any information
13 sought by any Interrogatory;

14 b) all objections as to vagueness, ambiguity or other infirmity in the form of the
15 Interrogatories and any objections based on the undue burden imposed by the Interrogatories and
16 each individual Interrogatory contained therein;

17 c) all rights to object on any grounds to the use of any of the responses, or their subject
18 matter, in any subsequent proceedings, including the trial of this or any other action;

19 d) all rights to object on any grounds to any further Interrogatories or other discovery
20 requests involving or related to the subject matter of the Interrogatories;

21 e) the right to supplement responses to the Interrogatories prior to trial; and

22 f) any and all privileges and/or rights under the Federal Rules of Civil Procedure or other
23 statutes, guidelines or case law.

24 **III. OBJECTIONS TO DEFINITIONS**

25 1. Plaintiff objects to the definition of the term "STATE THE BASIS" as overly broad
26 and burdensome. Plaintiff further objects to the extent that this definition calls for privileged
27 and/or protected information. In addition, Plaintiff objects to the extent that this definition seeks
28 information outside of Plaintiff's possession, custody, or control. Plaintiff's responses to the

1 Interrogatories are based on information in Plaintiff's possession, custody, or control, excluding
2 information in the sole possession of Plaintiff's counsel obtained during pre-filing investigation
3 and over the course of this litigation. Plaintiff further objects to this definition to the extent that it
4 seeks to impose more than is required by the provisions under the Federal Rules of Civil
5 Procedure, the Civil Local Rules, the applicable standing orders, and orders of this Court.

6 2. Plaintiff objects to the definition of "COMMUNICATION" as overly broad and
7 burdensome. Plaintiff further objects to the extent that this definition calls for privileged and/or
8 protected information. In addition, Plaintiff objects to the extent that this definition seeks
9 information outside of Plaintiff's possession, custody, or control. Plaintiff's responses to the
10 Interrogatories are based on information in Plaintiff's possession, custody, or control, excluding
11 information in the sole possession of Plaintiff's counsel obtained during pre-filing investigation
12 and over the course of this litigation. Plaintiff further objects to this definition to the extent that it
13 seeks to impose more than is required by the provisions under the Federal Rules of Civil
14 Procedure, the Civil Local Rules, the applicable standing orders, and orders of this Court.

15 3. Plaintiff objects to the definition of "DOCUMENT" as overly broad and
16 burdensome. Plaintiff further objects to the extent that this definition calls for privileged and/or
17 protected information. In addition, Plaintiff objects to the extent that this definition seeks
18 information outside of Plaintiff's possession, custody, or control. Plaintiff's responses to the
19 Interrogatories are based on information in Plaintiff's possession, custody, or control, excluding
20 information in the sole possession of Plaintiff's counsel obtained during pre-filing investigation
21 and over the course of this litigation. Plaintiff further objects to this definition to the extent that it
22 seeks to impose more than is required by the provisions under the Federal Rules of Civil
23 Procedure, the Civil Local Rules, the applicable standing orders, and orders of this Court.

24 4. Plaintiff objects to the definition of the terms "YOU" and "YOUR" as overly broad
25 and burdensome. Plaintiff further objects to the extent that this definition calls for privileged
26 and/or protected information. In addition, Plaintiff objects to the extent that this definition seeks
27 information outside of Plaintiff's possession, custody, or control. Plaintiff's responses to the
28 Interrogatories are based on information in Plaintiff's possession, custody, or control, excluding

1 information in the sole possession of Plaintiff's counsel obtained during pre-filing investigation
 2 and over the course of this litigation. Plaintiff further objects to this definition to the extent that it
 3 seeks to impose more than is required by the provisions under the Federal Rules of Civil
 4 Procedure, the Civil Local Rules, the applicable standing orders, and orders of this Court.

5 5. Plaintiff objects to the definition of the term "RELATING TO" as overly broad and
 6 burdensome. Plaintiff further objects to the extent that this definition calls for privileged and/or
 7 protected information. In addition, Plaintiff objects to the extent that this definition seeks
 8 information outside of Plaintiff's possession, custody, or control. Plaintiff's responses to the
 9 Interrogatories are based on information in Plaintiff's possession, custody, or control, excluding
 10 information in the sole possession of Plaintiff's counsel obtained during pre-filing investigation
 11 and over the course of this litigation. Plaintiff further objects to this definition to the extent that it
 12 seeks to impose more than is required by the provisions under the Federal Rules of Civil
 13 Procedure, the Civil Local Rules, the applicable standing orders, and orders of this Court.

14 **RESPONSES TO INTERROGATORIES, SET TWO**

15 **INTERROGATORY NO. 5:**

16 Please precisely identify the geographic area where YOU offer taxi cab services, and if that
 17 area has changed from March 2009 to present, please specifically identify the changes.

18 **RESPONSE TO INTERROGATORY NO. 5:**

19 Plaintiff incorporates by reference the Preliminary Statement, General Objections, and
 20 Objections to Definitions set forth above. Plaintiff further objects to the extent that the
 21 information sought is protected by the attorney-client privilege, the attorney work product
 22 doctrine, and/or is otherwise privileged and/or protected from discovery. Plaintiff further objects
 23 to the extent the information is publically available and, thus, equally available to the Defendants.
 24 Plaintiff further objects to the phrases "precisely," "specifically," and "the geographic area where
 25 YOU offer taxi cab services" as vague and ambiguous. The use of the terms "precisely" and
 26 "specifically" renders this request unduly burdensome. Plaintiff will respond with the specificity
 27 required by the Federal Rules of Civil Procedure, the Civil Local Rules, the applicable standing
 28 orders, and orders of this Court.

1 Subject to and without waiving all general and specific objections, Plaintiff responds as
2 follows:

3 All Yellow Taxi, Inc. dba Metro Cab provides taxi cab services in the following areas: City
4 of Santa Monica, Culver City, Carson, South Gate, Lynwood, Huntington Park, and the County of
5 Los Angeles.

6
7 DATED: December 7, 2015

/s/ Benjamin E. Shiftan

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VERIFICATION

I, Ali Nasrollahi, declare:

I hereby state that I am President of All Yellow Taxi, Inc. dba Metro Cab. I am authorized to make this verification on behalf of All Yellow Taxi, Inc. dba Metro Cab in this action.

I have read the foregoing PLAINTIFF ALL YELLOW TAXI, INC. DBA METRO CAB'S RESPONSES TO DEFENDANT UBER TECHNOLOGIES, INC.'S SECOND SET OF INTERROGATORIES and hereby declare that the responses are true to and correct to the best of my personal knowledge, information, and belief, with the exception of those matters upon which I have relied on the investigation of counsel, and as to those matters, I believe them to be true.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. I reserve my right to supplement or revise this statement based upon any subsequently discovered documents or information.

Executed at Gardena, CA on December 3, 2015.

Ali A. Nasrollahi
Ali Nasrollahi